

**SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD**  
**June 15-19, 1998**

| Date Issued | Type of Case(1) | Proceeding or Appn. No. | Party or Parties  | TTAB Panel(2)           | Issue | TTAB Decision   | Opposer's or Petitioner's Mark and Goods or Services | Applicant's or Respondent's Mark and Goods or Services  | Mark and Goods Cited by Examining Attorney  | Examining Attorney | Citable as Precedent of TTAB |
|-------------|-----------------|-------------------------|---|-------------------------|-------|---|--|---|---|--------------------|------------------------------|
| 6-15        | EX              | 74/014,927              | Winchester Industries, Inc.                                   | Hanak Hairston* Walters | 2(d)  | Refusal Affirmed  |  | "QUATTRO IV SECURITY SYSTEMS"<br>[metal window locks]   | "KABA QUATTRO"<br>[metal locks and keys and parts and fittings for all the aforesaid goods]     | Kline              | No                           |
| 6-15        | OPP             | 102,455                 | Lever Investments Corp. and Conopco, Inc. v. Daniel F. Ponder | Simms Hanak* Hairston   | 2(d)  | Opposition Sustained as to goods in Int. Cl. 3, but Opposition Dismissed as to goods in Int. Cl. 16, 25, and 41 | "SUNLIGHT"<br>[dishwashing detergent]                | "SUNLITE" [skin lotions, essential oils for personal use, sun block preparations (in Int. Cl. 3); printed materials, namely, decals, greeting cards, flash cards, posters and newsletters and magazines featuring sun awareness safety topics (in Int. Cl. 16); clothing, namely, shirts, pants, sweaters, swimsuits, jackets, hats, and caps (in Int. Cl. 25); educational services, namely, conducting seminars and conferences in the field of sun awareness safety and distributing course materials in connection therewith, and development and dissemination of educational materials of others in the field of sun awareness safety (in Int. Cl. 41)] |   |                    | No                           |
| 6-15        | EX              | 74/582,421              | J. R. Simplot Co.   | Sams Hohein* Walters    | 2(d)  | Refusal Affirmed (except as to mark "FALSE ALARM")  |  | "FIVE ALARM" [frozen guacamole]   | "1-ALARM," "2-ALARM," "3-ALARM," and "FALSE ALARM"<br>[spice mixtures used in food preparation] | Spils              | No                           |

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| 6-16        | EX              | 74/715,419              | Polo Ralph Lauren, L.P.                        | Cissel Hanak* Hairston   | 2(d)   | Refusal Affirmed     |  | "SANTA FE" [interior and exterior paint]   | "SANTA FE" [wallpaper]                     | DuBois             | No                           |
| 6-16        | OPP             | 95,479                  | JBL Inc. v. Sound Effects Communications Corp. | Cissel Seeherman* Hanak  | 2(e)(1)  | Opposition Sustained |  | "SOUND EFFECTS" [automotive, commercial and residential sound equipment, namely, speakers and antennas]                  |  |                    | No                           |
| 6-18        | OPP             | 99,103                  | DBNA Trademarks Holding Inc. v. Tilco, Inc.    | Simms* Seeherman Walters | 2(d)   | Opposition Dismissed | "VANGUARD" [abrasive tools, particularly, grinding wheels and diamond saw blades for grinding or grooving machines or concrete saws] | "VANGUARD" [reconstruction services, namely, modification of pavement, streets and road surfaces to apply warning bumps] |  |                    | No                           |
| 6-18        | EX              | 74/593,151              | Autometric, Inc.                               | Seeherman* Quinn Walters | whether specimens demonstrate trademark use of applicant's mark on the goods identified in the application | Refusal Affirmed     |  | "ORTHOMAX" [computer software for terrain mapping]   |  | Alvarez            | No                           |
| 6-18        | EX              | 75/028,266              | Greg LeBlanc, Inc.                             | Cissel Hanak Hohein*     | whether specimens demonstrate service mark use of applicant's asserted mark [mutilation]                   | Refusal Reversed     |  | "POLLY'S PRICE" [retail automobile dealership services]  |  | Baxley             | No                           |

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| 6-18        | OPP (SJ)        | 103,889                  | Miscellaneous, Inc. v. Heart & Hand Productions | Hairston Walters Wendel [Opinion "By the Board"] | 2(d)  | Opposition Sustained [Motion for Summary Judgment Granted] | "SEW MANY QUILTS" [fabric pieces for the manufacture of quilts sold separately and as a kit unit with patterns and instruction books] | "SEW MANY QUILTS" (and design) [educational services, namely, conducting seminars in the field of quilt making; production of television programs regarding quilt making] |  |                    | No                           |
| 6-19        | EX EX           | 75/094,455<br>75/094,456 | Tricots Canada U.S. Inc.                        | Simms Seeherman* Hairston                        | 2(d)  | Refusal Affirmed (in both cases)                           |   | "BLIZZARD" (and design) and "BLIZZARD FLEECE" (and design) [textile fabrics for use in manufacture of clothing]   | "BLIZZARD SOX" [thermal socks]             | Stoides            | No                           |

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(2) \*=Opinion Writer; (D)=Dissenting Panel Member